COUNTY OF LOS ANGELES
# SHERIFF'S DEPARTMENT
*A Tradition of Service*

DATE: March 4, 2013
FILE NO:

OFFICE CORRESPONDENCE

**FROM:** MICHAEL J. ROTHANS, COMMANDER
FIELD OPERATIONS REGION II

**TO:** ALICIA E. AULT, CAPTAIN
INTERNAL AFFAIRS BUREAU

**SUBJECT: EXECUTIVE FORCE REVIEW COMMITTEE FINDINGS:**

| | |
|---|---|
| Case Number: | FO2308143 |
| Incident: | Significant Force |
| Incident Date: | March 4, 2012 |
| Unit: | Compton Station |
| Suspect: | Tomas Salvador Gonzalez, MH/02-25-94 |
| Involved Employees: | Deputy Eric Moreno, #[redacted]<br>Deputy Marcelo Campos, #[redacted]<br>Deputy Theodore Woodard, #[redacted]<br>Deputy Scott Giles, #[redacted] |
| EFRC Date: | February 28, 2013 |

The Executive Force Review Committee consisting of Commander Michael Rothans, Commander David Fender, and Commander Buddy Goldman met and reviewed the above case.

**FORCE POLICY RELATING TO INCIDENT:**

Peace officers are entitled to use the amount of force that is reasonable and necessary to make an arrest, prevent escape, or overcome resistance.

**FINDINGS:**

A crime scene containment was established as a result of a gunshot victim. Suspect Gonzalez, who was belligerent and under the influence of alcohol, attempted to cross the yellow police tape and enter the crime scene. Several family members attempted to restrain the suspect and keep him from entering the crime scene. Despite the family's efforts and despite him being told by deputies to keep his distance from the injured party, the suspect entered the crime scene and attempted to approach the victim.

One of the deputies attempted to stop the suspect; however, the suspect pushed the deputy's hands aside and tried to rush by him. Deputies attempted to control the suspect, but he flailed his arms at the deputies as they attempted to push the suspect against a parked vehicle and use it as leverage. The on-scene supervisor ordered the deputies to use a team takedown to control the suspect. Once the suspect was on the ground, deputies were able to force the suspect's hands behind his back and handcuffed him. Once handcuffed, the suspect continued to kick at the deputies and a Hobble restraint device was used on the suspect's legs to control them and gain his compliance.

The suspect complained of pain to his right elbow. He was treated by on-scene paramedics and transported to the hospital where he was diagnosed with a mildly displaced fracture of the right elbow.

The Committee determined the use of force in its totality was reasonable, necessary, and justified against the uncooperative suspect. The Committee also determined the tactics used by the involved personnel were within the Department's training standards.

**RECOMMENDATIONS:**

The Committee recommended the unit commander, Captain Diane E. Walker, conduct a tactical debriefing with the involved personnel regarding the circumstances of this incident. The tactical debriefing is to include the possible use of OC spray for similar instances in the future.

MJR:JER:jer

761551N25A - SH-AD-32A

COUNTY OF LOS ANGELES
**SHERIFF'S DEPARTMENT**
*A Tradition of Service*

DATE: March 4, 2013
FILE NO:

OFFICE CORRESPONDENCE

**FROM:** MICHAEL J. ROTHANS, COMMANDER
FIELD OPERATIONS REGION II

**TO:** DIANE E. WALKER, CAPTAIN
COMPTON STATION

**SUBJECT: EXECUTIVE FORCE REVIEW COMMITTEE FINDINGS:**

| | |
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MJR:JER:jer

# Table of Contents

IAB # FO2308143

# Los Angeles County Sheriff's Department

## Supervisor's Report on Use of Force



### Incident Information

URN: 9 1 2 - 0 2 7 1 3 - 2 8 5 1 - 1 4 5 | Date: 3/3/12 | Time: 2100 hrs.

Location: [redacted] | City or Station: Compton

Bureau/Station/Facility: Compton Station | Admin. Investigation: YES ☐ NO ☒

Type of Force: Team Takedown, Personal Restraint, Hobble Restraint

Deputy Injury : YES ☐ NO ☒ | Suspect Injury YES ☒ NO ☐

☒ Call | ☐ Observation | ☐ Detail | ☐ Foot Pursuit | ☐ Vehicle Pursuit

IAB Notified: YES ☒ NO ☐ | Person Notified: Lt. Ault | Emp: [redacted] | IAB Roll Out: YES ☒ NO ☐

### Involved Employee

**E1**

| Employee # | Last Name | First Name | Middle Name |
|---|---|---|---|
| [redacted] | Campos | Marcelo | A. |

| Sex | Race | Unit of Assignment | Work Assignment (Unit #, Module, etc.) |
|---|---|---|---|
| ☒ Male ☐ Female | Hispanic | Compton Station | G.E.T./OSSG49 |

| Shift | | Age | Height | Weight |
|---|---|---|---|---|
| ☐ EM ☐ Day ☒ PM | ☒ Regular Shift ☐ OT Shift ☐ Off Duty | [redacted] | 5'10" | 225lbs |

☐ Injured ☐ Treated ☐ Admitted Hospital: | Coroner Case #: | Directed Force ☒ Significant Force ☐

**E2**

| Employee # | Last Name | First Name | Middle Name |
|---|---|---|---|
| [redacted] | Moreno | Eric | M. |

| Sex | Race | Unit of Assignment | Work Assignment (Unit #, Module, etc.) |
|---|---|---|---|
| ☒ Male ☐ Female | Hispanic | Compton Station | 286B |

| Shift | | Age | Height | Weight |
|---|---|---|---|---|
| ☐ EM ☐ Day ☒ PM | ☒ Regular Shift ☐ OT Shift ☐ Off Duty | [redacted] | 5'08" | 195lbs |

☐ Injured ☐ Treated ☐ Admitted Hospital: | Coroner Case #: | Directed Force ☒ Significant Force ☐

**E3**

| Employee # | Last Name | First Name | Middle Name |
|---|---|---|---|
| [redacted] | Giles | Scott | C. |

| Sex | Race | Unit of Assignment | Work Assignment (Unit #, Module, etc.) |
|---|---|---|---|
| ☒ Male ☐ Female | White | Compton Station | |

| Shift | | Age | Height | Weight |
|---|---|---|---|---|
| ☐ EM ☐ Day ☒ PM | ☒ Regular Shift ☐ OT Shift ☐ Off Duty | [redacted] | 6'00" | 190lbs |

☐ Injured ☐ Treated ☐ Admitted Hospital: | Coroner Case #: | Directed Force ☒ Significant Force ☐

☐ **Additional Involved Employees**

### On Duty Supervisor

| Emp. # | Last Name | First Name | Middle Name | Rank | Present | Witness to Incident |
|---|---|---|---|---|---|---|
| [redacted] | Jones | Robert | L. | Sergeant | YES ☒ NO ☐ | YES ☒ NO ☐ |
| | | | | | YES ☐ NO ☐ | YES ☐ NO ☐ |

### Watch Sergeant

| Emp. # | Last Name | First Name | Middle Name |
|---|---|---|---|
| [redacted] | Modica | Michael | |

### Watch Commander

| Emp. # | Last Name | First Name | Middle Name |
|---|---|---|---|
| [redacted] | [redacted] | [redacted] | |

Watch Commander **(Print Name)** | Watch Commander's **Signature**: | Emp #: | Date

IAB Sgt. Trent Denison | [redacted]

Supervisor Completing Form: **(Print Name)** | Emp #: | Copy Provided to Employee by: | Emp #:

Unit Commander **(Print Name)** | Unit Commander's **Signature**: | Emp #: | Date

DISCOVERY Use Only

FO#

Original: Discovery Unit
Copy: Unit Commander

SH-R-438P (Rev. 12/07)

# Supervisor's Report on Use of Force
# INVOLVED EMPLOYEE - Continuation
# 9 1 2 - 0 2 7 1 3 - 2 8 5 1 - 1 4 5



**Involved Employee**

**E 4**

| Employee # | Last Name | First Name | Middle Name |
|---|---|---|---|
| [redacted] | Woodard | Theodore | L. |

| Sex: | Race: | Unit of Assignment: | Work Assignment (Unit #, Module, etc.): |
|---|---|---|---|
| ☒ Male ☐ Female | Black | Compton Station | G.E.T. |

| Shift: | | Age: | Height: | Weight: |
|---|---|---|---|---|
| ☐ EM ☐ Day ☒ PM | ☒ Regular Shift ☐ OT Shift ☐ Off Duty | [redacted] | 5'05" | 155lbs |

| | Coroner Case # | |
|---|---|---|
| ☐ Injured ☐ Treated ☐ Admitted Hospital:______ | | Directed Force ☒ Significant Force ☐ |

**E__**

| Employee # | Last Name | First Name | Middle Name |
|---|---|---|---|
| | | | |

| Sex: | Race: | Unit of Assignment: | Work Assignment (Unit #, Module, etc.): |
|---|---|---|---|
| ☐ Male ☐ Female | | | |

| Shift: | | Age: | Height: | Weight: |
|---|---|---|---|---|
| ☐ EM ☐ Day ☐ PM | ☐ Regular Shift ☐ OT Shift ☐ Off Duty | | | |

| | Coroner Case # | |
|---|---|---|
| ☐ Injured ☐ Treated ☐ Admitted Hospital:______ | | Directed Force ☐ Significant Force ☐ |

**E__**

| Employee # | Last Name | First Name | Middle Name |
|---|---|---|---|
| | | | |

| Sex: | Race: | Unit of Assignment: | Work Assignment (Unit #, Module, etc.): |
|---|---|---|---|
| ☐ Male ☐ Female | | | |

| Shift: | | Age: | Height: | Weight: |
|---|---|---|---|---|
| ☐ EM ☐ Day ☐ PM | ☐ Regular Shift ☐ OT Shift ☐ Off Duty | | | |

| | Coroner Case # | |
|---|---|---|
| ☐ Injured ☐ Treated ☐ Admitted Hospital:______ | | Directed Force ☐ Significant Force ☐ |

**E__**

| Employee # | Last Name | First Name | Middle Name |
|---|---|---|---|
| | | | |

| Sex: | Race: | Unit of Assignment: | Work Assignment (Unit #, Module, etc.): |
|---|---|---|---|
| ☐ Male ☐ Female | | | |

| Shift: | | Age: | Height: | Weight: |
|---|---|---|---|---|
| ☐ EM ☐ Day ☐ PM | ☐ Regular Shift ☐ OT Shift ☐ Off Duty | | | |

| | Coroner Case # | |
|---|---|---|
| ☐ Injured ☐ Treated ☐ Admitted Hospital:______ | | Directed Force ☐ Significant Force ☐ |

**E__**

| Employee # | Last Name | First Name | Middle Name |
|---|---|---|---|
| | | | |

| Sex: | Race: | Unit of Assignment: | Work Assignment (Unit #, Module, etc.): |
|---|---|---|---|
| ☐ Male ☐ Female | | | |

| Shift: | | Age: | Height: | Weight: |
|---|---|---|---|---|
| ☐ EM ☐ Day ☐ PM | ☐ Regular Shift ☐ OT Shift ☐ Off Duty | | | |

| | Coroner Case # | |
|---|---|---|
| ☐ Injured ☐ Treated ☐ Admitted Hospital:______ | | Directed Force ☐ Significant Force ☐ |

# Supervisor's Report on Use of Force
## SUSPECT INFORMATION
## 912-02713-2851-145



### Suspect Information

**S 1**

Last Name: Gonzalez | First Name: Tomas | Middle Name: Salvador

AKA Last Name: | First Name: | Middle Name:

Sex: ☒ Male ☐ Female | Race: Hispanic | Street Address: [redacted] | City: [redacted] | State & Zip Code: [redacted]

Work Phone: [redacted] | Home Phone: [redacted] | Age: 18 | Height: 6'00" | D.O.B. 02-25-94 | Weight: 200lbs. | Armed? ☐

Booking #: 3073310 | Primary Charge Code: 148(a)(1) PC | Secondary Charge Code: | Criminal History ☐

EMT in attendance? ☒ YES ☐ NO Name: Care Ambulance Company | Unit: 3107 | Phone #: 714-288-3800

Hospital Admission? ☐ | Rec'd Treatment At: Saint Francis Medical Center | Coroner Case #: | Mental History ☐

By Doctor: Dr. Derbigny | Address: 3630 E. Imperial Hwy, Lynwood, CA 90262 | Phone #: 310-900-7330

Under Influence: ☒ YES ☐ NO | Substance: Alcohol | Mental Illness ☐

#### Suspect Interview

Date: 03/03/12 | Time: 2100 hrs. | Audiotape: ☐ | Videotape: ☒ | Photos of Injuries: ☒

### Suspect Information

**S__**

Last Name: | First Name: | Middle Name:

AKA Last Name: | First Name: | Middle Name:

Sex: ☐ Male ☐ Female | Race: | Street Address: | City: | State & Zip Code:

Work Phone: | Home Phone: | Age: | Height: | D.O.B. | Weight: | Armed? ☐

Booking #: | Primary Charge Code: | Secondary Charge Code: | Criminal History ☐

EMT in attendance? ☐ YES ☐ NO Name: | Unit: | Phone #:

Hospital Admission? ☐ | Rec'd Treatment At: | Coroner Case #: | Mental History ☐

By Doctor: | Address: | Phone #:

Under Influence: ☐ YES ☐ NO | Substance: | Mental Illness: ☐

#### Suspect Interview

Date: | Time: | Audiotape: ☐ | Videotape: ☐ | Photos of Injuries: ☐

### Suspect Information

**S__**

Last Name: | First Name: | Middle Name:

AKA Last Name: | First Name: | Middle Name:

Sex: ☐ Male ☐ Female | Race: | Street Address: | City: | State & Zip Code:

Work Phone: | Home Phone: | Age: | Height: | D.O.B. | Weight: | Armed? ☐

Booking #: | Primary Charge Code: | Secondary Charge Code: | Criminal History ☐

EMT in attendance? ☐ YES ☐ NO Name: | Unit: | Phone #:

Hospital Admission? ☐ | Rec'd Treatment At: | Coroner Case #: | Mental History ☐

By Doctor: | Address: | Phone #:

Under Influence: ☐ YES ☐ NO | Substance: | Mental Illness ☐

#### Suspect Interview

Date: | Time: | Audiotape: ☐ | Videotape: ☐ | Photos of Injuries: ☐

☐ **Additional Suspects Involved**

# Supervisor's Report on Use of Force
## 912-02713-2851-145



### *Method*

(AW) Arwen
(BC) Baton: (Control)
(BI) Baton: (Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds: (Control Techniques)
(TT) Control Holds: (Team Takedown)
(TD) Control Holds: (Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(CN) Restraint Device (Capture Net)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device: Hobble (Legs Only)
(TP) Restraint Device: Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(SG) 37mm Stinger
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative

### *Type of Injury*

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

### *Body Part Injured*

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hands
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(NO) Nose
(SH) Shoulder
(WR) Wrist

| FORCE USED BY | | FORCE USED AGAINST | | Method (Code) | Type of Injury (Code) | Body Part (Code) |
|---|---|---|---|---|---|---|
| Name | E# or S# | Name | E# or S# | | | |
| Gonzalez | S#1 | Moreno | E#2 | UC/RS | NN | HD |
| Moreno | E#2 | Gonzalez | S#1 | CT | NN | NN |
| Moreno | E#2 | Gonzalez | S#1 | TT | NN | NN |
| Giles | E#3 | Gonzalez | S#1 | TT | NN | NN |
| Woodard | E#4 | Gonzalez | S#1 | TT | NN | NN |
| Gonzalez | S#1 | Moreno | E#2 | PK | NN | NN |
| Moreno | E#2 | Gonzalez | S#1 | HB | NN | LE |
| Woodard | E#4 | Gonzalez | S#1 | CT | FR | EL |
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# COUNTY OF LOS ANGELES
# SHERIFF'S DEPARTMENT

## INVESTIGATIVE SUMMARY
## SIGNIFICANT USE OF FORCE
## (FRACTURED ARM)

| | |
|---|---|
| **UNIT:** | Compton Station |
| **DATE:** | Saturday, March 3, 2012 |
| **TIME:** | 2040 hours |
| **LOCATION:** | [redacted] S. Frailey Avenue, Compton |
| **URN#:** | 912-02713-2851-145 |
| **IAB#:** | FO2308143 |

On March 4, 2012, Internal Affairs Bureau Force Roll Out Team was notified of a use of force at Compton Station, which resulted in a fractured arm on a suspect. This fact was not known at the time of the incident and was discovered later after the suspect was transported to a hospital for treatment and x-rays were taken.
Sergeant Trent Denison was given the responsibility of conducting the force review.

This investigation is based on statements by the involved deputies, witnesses at the scene, and information obtained during the investigation, along with various written documentation.

**SYNOPSIS:**
On March 3, 2012, Compton Station received a call of a gunshot victim at the location. When the deputies arrived they found a shooting had occurred and one victim was on the ground, suffering from gunshot wounds.

Deputies cordoned off the crime scene, which also allowed paramedics to treat the gunshot victim. A citizen, Suspect Gonzalez, repeatedly tried to enter the crime scene and was belligerent and under the influence of alcohol. Deputy Moreno heard Suspect Gonzalez yell obscenities at the deputies and then saw him break free from several citizens who were attempting to restrain him from entering the crime scene. Deputy Moreno saw Suspect Gonzalez break the crime scene barrier tape and enter. He

immediately tried to approach the gunshot victim while ignoring deputies who were yelling for him to stop. Deputy Moreno stepped in front of Suspect Gonzalez and told him to stop while extending his hands, palms up, toward Suspect Gonzalez, in order to prevent Gonzalez from contaminating the crime scene and interfering with medical aid to the gunshot victim. Suspect Gonzalez slapped Deputy Moreno's hands away and tried to push past him.

Assisting deputies saw what was happening and assisted Deputy Moreno by trying to restrain Suspect Gonzalez against a parked car by using body weight to hold him while they attempted to place handcuffs on him. Suspect Gonzalez resisted by flailing his arms about so Sergeant Jones directed the deputies to conduct a team take down of Gonzalez and handcuff him. Deputies Moreno, Giles and Woodard held onto Suspect Gonzalez and took him to the ground however, while doing so, Suspect Gonzalez fell on top of Deputy Woodard. Deputy Campos assisted and the four deputies were able to force Suspect Gonzalez' hands behind his back and handcuff him. Gonzalez kicked at the deputies and Sergeant Jones directed Deputy Moreno to place the Hobble Restraint on his legs and no other force was used.

Suspect Gonzalez complained of pain to his right elbow and was tended to by the on-scene paramedics. He was then transported to Saint Francis Medical Center for x-rays and was later found to have a mildly displaced fracture to his right elbow. He was subsequently released from the hospital and given a promise to appear citation for Resisting and Obstructing a Peace Officer in the Performance of Duties, 148(A)(1) P.C. and Battery on a Peace Officer, 243(B) P.C.

Involved deputies and Sergeant Jones documented this incident in written reports which may be reviewed for more detail in **[Exhibit A]**. Crime scene photographs were taken by Sergeant Jones and included on CD in **[Exhibit B]**.

## INVOLVED PERSONNEL AND EMPLOYEE WORK HISTORY:

**Deputy Eric Moreno #**[redacted]
**Department Hire Date:** 07/2000
**Date Assigned to Compton:** 04/2006

**Deputy Marcelo Campos #**[redacted]
**Department Hire Date:** 06/1998
**Date Assigned to OSS:** 12/2007

**Deputy Theodore Woodard #**[redacted]
**Department Hire Date:** 12/1997
**Date Assigned to OSS:** 01/2010

**Deputy Scott Giles #**[redacted]
**Department Hire Date:** 01/2005
**Date Assigned to Compton:** 01/2008

**SUSPECT:**
Gonzalez, Tomas Salvador, MH/02-25-94, 6'00", 200lbs., [redacted] BK#3073310.
[redacted]

**CIVILIAN WITNESSES:**
None known. Several people were contacted as possible witnesses to the shooting crime and were also questioned regarding the use of force. No one contacted witnessed the use of force. For more information see the Supplemental Report by W. Vallente in **[Exhibit A]**.

**INJURIES:**
Suspect Gonzalez received a minimal displaced fracture to his right elbow. He was treated at the scene by paramedics and then transported to St. Francis Medical Center emergency room. He was placed in a soft cast by the ER doctors. For more information, see the medical treatment paperwork **[Exhibit C]**.

**PHYSICAL EVIDENCE:**
None

**INVESTIGATOR'S OBSERVATIONS:**
At the time of this incident, Suspect Gonzalez' injuries were not known and IAB investigators were not made aware of the incident until the next day. The crime scene was not held in relation to this force incident and IAB investigators did not respond therefore, there are no investigator observations.

**WEAPONS USED BY DEPUTY PERSONNEL:**
None

**WEAPONS USED BY SUSPECT GONZALEZ:**
Fists, Feet

**PROPERTY DAMAGE:**
None

**CRIMINAL INVESTIGATOR and CHARGES FILED:**
Investigator: Compton Station Court Deputy filing, Court case# COM2CP0279301.
Suspect Gonzalez was convicted of one count each: 148(A)(1) & 415 P.C. on 07-09-12.

## LIGHTING AND WEATHER CONDITIONS:

At the time of this incident, the sky was dark. The street was illuminated by street lights, and radio car headlights.

## SCENE DESCRIPTION:

Frailey Avenue is a residential street which is bordered on both sides by single family homes. There is a raised curb line with a small grassy area between the curb and a sidewalk. The force incident took place on the street between the curb and a parked car and ended up on the grassy area.

## INVOLVED AND WITNESS DEPUTY STATEMENTS:

*The following is a summary of what each witness and involved deputy stated to IAB investigators. IAB investigators reviewed the involved and witness deputies reports and found their statements were consistent with what they documented in their reports. For more information, see the attached reports in Exhibit A and the attached verbatim interview transcriptions.*

Witness Sergeant **Robert Jones** told IAB investigators that he was the field supervisor at the location during this incident. He said he was at the location in response to a gunshot victim and a crime scene was established.

Sergeant Jones said he heard loud voices in the area Deputy Moreno was standing and saw Suspect Gonzalez trying to walk into the crime scene. He said Deputy Moreno held his hands up to prevent the suspect from interfering and noticed Suspect Gonzalez slap Deputy Moreno's hands down. He said he went to help and saw several other deputies also respond to help control Suspect Gonzalez as Gonzalez flailed his hands about to prevent being handcuffed. Sergeant Jones noticed Suspect Gonzalez' resistence was continuing so he directed the deputies to take Suspect Gonzalez to the ground in order to control and handcuff him. He added the team take down consisted of Deputies Moreno, Giles & Woodard. He said Suspect Gonzalez landed atop Deputy Woodard however, the deputies were able to physically pull Suspect Gonzalez' arms behind his back and handcuff him without using any other type of force. Sergeant Jones said Suspect Gonzalez continued to thrash his body from side to side and kick his feet so he directed Deputy Moreno to place the Hobble Restraint on Suspect Gonzalez. Once the Hobble Restraint was placed on Gonzalez, he calmed down and stopped resisting. The Hobble Restraint was then removed and he was seen at the location by paramedics who were on scene to render aid to the gunshot victim. Sergeant Jones said Suspect Gonzalez complained of pain to his right elbow so after paramedics checked him, he was taken to the hospital for x-rays.

Sergeant Jones said he witnessed the incident from the start and the only force used was at his direction in order to subdue Suspect Gonzalez. He did not know when or how Suspect Gonzalez received his injury.

Deputy **Eric Moreno** told IAB investigators he responded to the location regarding a gunshot victim. Once he arrived, he noticed the gunshot victim on the ground in the front yard of the location and Suspect Gonzalez was standing over him. Deputy Moreno cleared the area and set up a crime scene around the victim. A short time later, Suspect Gonzalez was heard yelling at them to help his friend and he yelled profanities at the deputies.

Deputy Moreno said he noticed Suspect Gonzalez yelling profanities at the deputies and struggle to free himself from people at the scene. He said Gonzalez entered the crime scene and was walking toward the gunshot victim so he (Moreno) stepped in front of him and told him not to enter. He held both of his hands up in front of him as to motion for Suspect Gonzalez to stop however, Suspect Gonzalez bumped into his outstretched hands and then slapped Deputy Moreno's hand downward and tried to push past him. Deputy Moreno said he grabbed hold of Suspect Gonzalez' shirt but it tore and he lost his grip on Gonzalez. He said other deputies came to his aid and they struggled up against a parked car in the street as Suspect Gonzalez flailed his arms about in effort to get free.

Deputy Moreno said Deputies Giles and Woodard assisted him and they did a team takedown of Suspect Gonzalez and they all fell to the ground. He said they fell on top of Deputy Woodard in the grassy area between the street and the sidewalk. He said they struggled with Suspect Gonzalez who flailed his shoulders about and kicked his feet in effort to get up. At one point, Suspect Gonzalez was on his hands and knees and they used body weight to push him face first to the ground. Deputy Moreno said he ended up laying across Gonzalez' legs in order to stop him from getting up and/or kicking them since Gonzalez was kicking his feet about as well. Deputy Moreno said he applied the Hobble Restraint to Gonzalez in order to stop his kicking and Gonzalez was handcuffed without further incident.

Deputy Moreno said Sergeant Jones was present during the altercation and witness to the use of force. He added Sergeant Jones directed them to control Suspect Gonzalez and take him to the ground **(Team Takedown)** but he could not remember exactly what it was Sergeant Jones directed at the time. He added that he placed the Hobble Restraint on Suspect Gonzalez but he could not remember if Sergeant Jones directed him to do so. He said no other force was utilized by anyone during this incident.

Deputy **Marcelo Campos** told IAB investigators he and his partner, Deputy Woodard, responded to the location regarding a gunshot victim. When they arrived, numerous other deputies were already on scene and the location was contained as a crime scene. He said he was trying to locate witnesses to the shooting and heard a person yelling at deputies. When he turned to see what was going on, he saw Suspect Gonzalez waiving his arms about and trying to walk into the scene and several deputies trying to restrain him against a car. He said the deputies were trying to hold onto Gonzalez as Gonzalez kicked toward them and moved his body about trying to get away. He said no one punched at each other. He added the deputies did a team takedown so he responded to help.

Deputy Campos said Sergeant Jones told him to handcuff the suspect so he took hold of his left arm and placed a handcuff on Gonzalez' left wrist and Deputy Woodard placed a handcuff on Gonzalez' right wrist. He said no other force was used and he did not remember if a Hobble Restraint was utilized.

Deputy **Theodore Woodard** (OSS) told IAB investigators he responded to the location regarding a gunshot victim. He said that when he arrived at the location, there were already other deputies on scene so he and his partner, Deputy Campos, assisted in contacting citizens as possible witnesses to the shooting. He added that he and Deputy Campos were assigned to the Gang Enforcement Team (GET) at the time.

Deputy Woodard said he heard a commotion involving a person yelling and raised voices and noticed Suspect Gonzalez had entered the crime scene and was walking toward Deputy Moreno. He said Deputy Moreno put his hands out in front of him to motion for Gonzalez to stop and he saw Suspect Gonzalez push Deputy Moreno's hands down and try to push past him. Deputy Woodard said he, along with Deputies Giles and Campos, went to assist Deputy Moreno in restraining Suspect Gonzalez from contaminating the crime scene. He added that he was concerned for Suspect Gonzalez, who appeared upset regarding his friend being shot, so they tried to restrain Suspect Gonzalez quickly but with respect to the high emotions of Gonzalez and possibly other family members who may have been watching.

Deputy Woodard said they had trouble taking hold of Suspect Gonzalez as he struggled with them by flinging his arms about and twisting his body vigorously in order to get away from them and continue toward the gunshot victim. Deputy Woodard said they all stumbled a short distance toward a parked car and fell to the ground on the grassy area between the parked car and the sidewalk. He added that when they fell, he fell to the ground first, landing on his back and Suspect Gonzalez fell on top of him, chest to chest. He said one or two other deputies also landed on top and he felt a sharp pain to his rib cage because of the weight but he was not injured.

Deputy Woodard said he was able to get out from underneath Suspect Gonzalez and then pulled on Suspect Gonzalez' right arm to place it behind Gonzalez' back for handcuffing. He said Suspect Gonzalez was in a push - up position and was trying hard to keep his right arm from being pulled behind him. Deputy Woodard said he had both of his hands on Gonzalez' wrist and pulled hard on his arm to control him. While doing so, he heard Suspect Gonzalez' right arm make a snapping noise and Gonzalez immediately went down to the ground on his chest and complained of pain to his right arm. Deputy Woodard said he was able to then place Suspect Gonzalez' arm behind his lower back and another deputy brought Gonzalez left arm behind his back and they were able to handcuff Gonzalez without using further force. He added no one used personal weapons (punches, kicks etc.) or impact weapons during this incident.

Deputy Woodard said paramedics were on scene a short distance away, treating the gunshot victim, and they came over to Suspect Gonzalez to check him regarding his complaint of pain to his arm. Deputy Woodard said he believed Suspect Gonzalez refused treatment but was then taken to the hospital via ambulance.

IAB note: **During Deputy Woodard's IAB interview, he said he took hold of Suspect Gonzalez' "left" arm and heard it make a "snap" sound as if it broke. Deputy Woodard wrote in his original report that he had control of Suspect Gonzalez' "right" arm. It was Suspect Gonzalez' right arm that was injured during this incident therefore, Deputy Woodard mistakenly referred to the suspect's injured arm as his left arm during his IAB interview.**

Deputy **Scott Giles** told IAB investigators he responded to the location regarding a gunshot victim. He said he was on scene when he heard loud yelling and noticed Suspect Gonzalez push Deputy Moreno's hands down while trying to get past Moreno and enter the crime scene. He said he ran to assist Deputy Moreno by grasping hold of Suspect Gonzalez' arms to place him in handcuffs. He said they were trying to use their body weight to hold Gonzalez against a parked car and Deputy Woodard also came to assist. Deputy Giles said Sergeant Jones directed them to conduct a team take down and they did so by holding onto Suspect Gonzalez' arms and directing him to the ground. He added Suspect Gonzalez was flailing about in effort to break free of their grasp and during the takedown, they fell on top of Deputy Woodard.

Deputy Giles said they were able to take hold of Suspect Gonzalez' arms by forcing them behind his back and handcuffed him without using any other type of force. He said he could not remember seeing the use of a Hobble Restraint.

**SUSPECT GONZALEZ STATEMENTS:**

*Suspect Gonzalez was interviewed on video by Compton Station Watch Commander Lieutenant* [redacted] *on the date of this incident. IAB investigators reviewed the video interview and the following is a summary of what Suspect Gonzalez said. For more information, see the attached video interview on CD* ***[Exhibit B]****.*

Suspect Gonzalez said he and his friend were at a location a block away from his home when his friend was shot by someone. He said his friend drove them to his home (the scene of this force incident) and was on the ground suffering from gunshot wounds when the deputies arrived. He said he was upset over his friend being shot and was mad at the deputies who arrived because the ambulance had not come yet.

Suspect Gonzalez said he wanted to be with his friend and the deputies would not let him do so. He said he yelled obscenities at the deputies and tried to get past them so he was taken to the ground by several of the deputies. He said when he went to the ground with deputies holding onto his arms, he hurt his elbow. He said he did not cooperate or obey the deputies orders to calm down because he was emotional about his friend being shot. He added that he had drank approximately four beers an hour prior to this incident. Suspect Gonzalez said he was not injured any place on his body other than his elbow.